

1 JUDGE RICHARD A. JONES
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE
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12 UNITED STATES OF AMERICA,) No. CR17-003-RAJ
13 Plaintiff,)
14 v.) ORDER GRANTING STIPULATED
15 LUIS VENANCIO CUETO-RUIZ and) JOINT MOTION TO CONTINUE
16 LEONARDO MATEO CUETO-RUIZ,) TRIAL AND PRETRIAL MOTIONS
17 Defendants.) DATES
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20 THE COURT has considered the stipulated joint motion of the parties to
21 continue the trial date and pretrial motions deadline and finds that:

22 (a) taking into account the exercise of due diligence, a failure to grant a
23 continuance in this case would deny counsel for the defendants the reasonable time
24 necessary for effective preparation due to counsels' need for more time to review the
25 evidence, consider possible defenses, and gather evidence material to the defense, as set
26 forth in 18 U.S.C. § 3161(h)(7)(B)(iv); and

27 (b) a failure to grant such a continuance in this proceeding would likely result in
28 a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i); and

29 (c) the additional time requested is a reasonable period of delay, as the
30 defendants have requested more time to prepare for trial, to investigate the matter, to
31 gather evidence material to the defense, and to consider possible defenses; and

1 (d) the ends of justice will best be served by a continuance, and the ends of
2 justice outweigh the best interests of the public and the defendants in any speedier trial,
3 as set forth in 18 U.S.C. § 3161(h)(7)(A); and

4 (e) the additional time requested between the current trial date of March 13,
5 2017, and the new trial date is necessary to provide counsel for the defendants the
6 reasonable time necessary to prepare for trial, considering counsels' schedules and all
7 of the facts set forth above.

8 IT IS THEREFORE ORDERED that the parties' Stipulated Joint Motion to
9 Continue Trial Date and Pretrial Motions Deadline (Dkt. #27) is GRANTED. The trial
10 date in this matter shall be continued to May 1, 2017, and that pretrial motions shall be
11 filed no later than March 30, 2017.

12 IT IS FURTHER ORDERED that the period of delay from the date of this order
13 to the new trial date of May 1, 2017, is excludable time pursuant to 18 U.S.C. §§
14 3161(h)(7)(A) and (h)(7)(B)(iv).

16 DATED this 15th day of February, 2017.

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19 The Honorable Richard A. Jones
United States District Judge
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